

MARY KIRKENDOLL,	)	
	)	
Plaintiff	)	
	)	
v.	)	CIVIL ACTION
	)	FILE NO. 1:11-cv-01306-CAP
CITY OF SMYRNA,	)	
MAX BACON, Mayor,	)	
RANDY BLACK, and	)	
OFFICERS WILLIAMS,	)	
OWENS, THACKER,	)	
HUTTO, MILLSAPS, and	)	
BRANYON, Officers of the City of	)	
Smyrna Police Department,	)	
	)	
Defendants.	)	

Comes now Mary Kirkendoll, plaintiff herein, by and through her counsel of record, and hereby dismisses her complaint against the only remaining defendant herein, G.F. Williams, with prejudice. This stipulation is being filed with the express consent of counsel for Williams. Each party shall be solely responsible for their own fees and costs.

/s/Cynthia L. Counts

Cynthia L. Counts  
Georgia Bar No. 190280  
Attorney for Plaintiff

The Counts Law Group  
400 Colony Square, Suite 2020  
1201 Peachtree Street NE  
Atlanta, Georgia 30361  
(404) 550-6233  
(404) 521-4013 (Fax)  
[ccounts@lawcounts.com](mailto:ccounts@lawcounts.com)

Consented to:

/s/Harvey S. Gray  
Harvey S. Gray  
Georgia Bar No.: 305838  
Matthew A. Ericksen  
Georgia Bar No.: 304088  
Attorneys for Defendant G. F. Williams

Gray, Rust, St. Amand, Moffett & Brieske, LLP  
1700 Atlanta Plaza  
950 East Paces Ferry Road  
Atlanta, Georgia 30326  
(404) 870-7376 (Gray)  
(404) 870-5955 (Ericksen)  
(404) 870-7374 (Fax)  
[hgray@grsmb.com](mailto:hgray@grsmb.com)  
[mericksen@grsmb.com](mailto:mericksen@grsmb.com)

MARY KIRKENDOLL, )  
)  
Plaintiff )  
)  
v. ) CIVIL ACTION  
) FILE NO. 1:11-cv-01306-CAP  
)  
CITY OF SMYRNA, )  
MAX BACON, Mayor, )  
RANDY BLACK, and )  
OFFICERS WILLIAMS, )  
OWENS, THACKER, )  
HUTTO, MILLSAPS, and )  
BRANYON, Officers of the City of )  
Smyrna Police Department, )  
)  
Defendants. )

I hereby certify that the foregoing **STIPULATION OF DISMISSAL**  
**WITH PREJUDICE**, has been prepared with one of the font and point selections  
approved by the Court in LR 5.1: Times New Roman, 14 point.

The Counts Law Group  
400 Colony Square, Suite 2020  
1201 Peachtree Street NE

Atlanta, Georgia 30361  
(404) 550-6233  
(404) 521-4013 (Fax)  
[ccounts@lawcounts.com](mailto:ccounts@lawcounts.com)

THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

MARY KIRKENDOLL,	)	
	)	
Plaintiff	)	
	)	
v.	)	CIVIL ACTION
	)	FILE NO. 1:11-cv-01306-CAP
CITY OF SMYRNA,	)	
MAX BACON, Mayor,	)	
RANDY BLACK, and	)	
OFFICERS WILLIAMS,	)	
OWENS, THACKER,	)	
HUTTO, MILLSAPS, and	)	
BRANYON, Officers of the City of	)	
Smyrna Police Department,	)	
	)	
Defendants.	)	

**CERTIFICATE OF SERVICE**

This is to certify that the foregoing STIPULATION OF DISMISSAL,  
WITH PREJUDICE, was electronically filed with the Clerk of Court using  
CM/ECF system, which will automatically send e-mail notification of such filing  
to the following attorneys of record:

Harvey S. Gray  
Gray, Rust, St. Amand, Moffett & Brieske, LLP  
1700 Atlanta Plaza  
950 East Paces Ferry Road  
Atlanta, Georgia 30326

This 10th day of October, 2012.

/s/Cynthia L. Counts

Cynthia L. Counts (By Harvey S. Gray, with express permission)

Georgia Bar No. 190280

Attorney for Plaintiff

The Counts Law Group  
400 Colony Square, Suite 2020  
1201 Peachtree Street NE  
Atlanta, Georgia 30361  
(404) 550-6233  
(404) 521-4013 (Fax)  
[ccounts@lawcounts.com](mailto:ccounts@lawcounts.com)